

## PATENT

Applicant: Roger A. Acey, et al.  
 Serial No.: 10/797,748  
 Filed: 03/09/2004  
 Title: METAL BINDING PROTEINS AND  
 ASSOCIATED METHODS  
 Examiner: Robert A. Wax  
 Group Art Unit: 1653  
 Atty Docket No.: 51302-00002

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APR 28 2006

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**  
**PETITION FOR WITHDRAWAL FROM ISSUE – ISSUE FEE PAID**

**OFFICE OF PETITIONS****37 CFR § 1.313(c)(2)**

Irvin Dingle  
 Mail Stop Petitions  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Dear Sir:

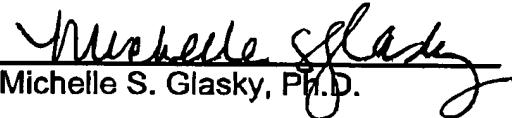
Applicant hereby petitions for the withdrawal of this application from issue. The issue fee for this case was paid on February 22, 2006. No issue notification has been received by Applicant.

This request for withdrawal from issue is to permit amendment of the specification to correct typographical errors in the amino acid sequences in a Request for Continued Examination ("RCE") application under 37 C.F.R. § 1.114. The RCE and amendment are being filed concurrently herewith.

The Commissioner is authorized to charge the petition fee (37 CFR 1.17(i) of \$130 or credit any overpayments to Deposit Account No. 50-3207.

Respectfully submitted,

Date: 4/28/06

  
 Michelle S. Glasky, Ph.D.  
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## CERTIFICATE OF FACSIMILE TRANSMISSION

Irvin Dingle  
Mail Stop Petitions  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

I hereby certify that the following papers are being facsimile transmitted to the U.S. Patent and Trademark Office facsimile number (571) 273-0025 on the date shown below.

1. Petition for Withdrawal from Issue – Issue Fee Paid (1 pp);
2. Petition Fee Transmittal (1 pp);
3. Request for Continued Examination (1pp);
4. Fee Transmittal (1 pp);
5. Amendment (10 pp);
6. Paper copy of Sequence Listing (3 pp);
7. Statement regarding Sequence Listing (2 pp).

The Commissioner is hereby authorized to charge \$130 for the Petition and \$395 for the RCE, or any additional fees or credit any amount due to Account No. 50-3207.

Date: 4/28/06

  
\_\_\_\_\_  
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